

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,) 4:04CR3128-2
vs. Plaintiff,)
vs.) **MEMORANDUM
AND ORDER**
MARK R. SCHNEIDER,)
Defendant.)

After consideration of the appeal and request for stay,

IT IS ORDERED that:

- (1) Magistrate Judge Piester's order releasing the defendant is herewith stayed and the appeal will be considered at sentencing.
- (2) The appeal (filing 102, part 1) is held in abeyance and the request for stay (filing 102, part 2) is granted.

March 23, 2006.

BY THE COURT:

s/ *Richard G. Kopf*
United States District Judge